

**Request
For
Continued Examination (RCE)
Transmittal**

Address to:
Mail Stop, ABADemark
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/602,528
Filing Date	June 23, 2000
First Named Inventor	Jan Eirik Ellingsen et al.
Group Art Unit	1763
Examiner Name	Roberts P. Culbert
Attorney Docket Number	14395-199001

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- Submission required under 37 C.F.R. §1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s)

 - ☒ Previously submitted. If a final Office action is outstanding, any amendment filed after the final Office action may be considered as a submission even if this box is not checked.
 - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - ☒ Other Amendment/Reply previously filed on July 22, 2003.
 - ☐ Enclosed
 - ☐ Amendment/Reply
 - ☐ Affidavit(s)/Declaration(s)
 - ☐ Information Disclosure Statement (IDS)
 - ☐ Other _____
- Miscellaneous**

 - ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
 - ☐ Other _____
- Fee** The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

 - ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-1050
 - ☐ RCE fee required under 37 CFR 1.17(e)
 - ☐ Extension of time fee (37 CFR 1.136 and 1.17)
 - ☒ Other Any deficiencies
 - ☒ Check in the amount of \$ 750 enclosed
 - ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print/Type)	William E. Booth	Registration No. (Attorney/Agent)	28,933
Signature	<i>William E. Booth</i>	Date	August 22, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Jennifer Leveille	Date	August 22, 2003
Signature	<i>Jennifer Leveille</i>		



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jan Eirik Ellingsen et al. Art Unit : 1763
Serial No. : 09/602,528 Examiner : Roberts P. Culbert
Filed : June 23, 2000
Title : METALLIC IMPLANT AND PROCESS FOR TREATING A METALLIC IMPLANT

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REPLY TO OFFICE ACTION

In reply to the action mailed April 22, 2003, please amend the application as indicated on the following pages. Applicant asks that all claims be allowed in view of the amendment to the claims and remarks contained on the following sheets, a total of 7 pages.

No fee is believed to be due. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: July 21, 2003

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

July 22, 2003
Date of Deposit
Jennifer Leveille
Signature

Jennifer Leveille
Typed or Printed Name of Person Signing Certificate